

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4487-01  
Bill No.: Truly Agreed To And Finally Passed HB 1814  
Subject: Courts: Orders of Protection  
Type: Original  
Date: May 3, 2002

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**FISCAL SUMMARY**

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 3 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials of **Department of Social Services** Divisions of Family Services and Child Support Enforcement and the **Department of Mental Health** stated that the proposal would not have any fiscal impact and that duties under terms of the proposal would not require new resources.

Officials of the **State Courts Administrator** stated that the over all effect of the proposal would be revenue neutral, thus no net fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	\$0	\$0	\$0
<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	\$0	\$0	\$0

### FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

### DESCRIPTION

This proposal would make several changes to the laws governing orders of protection. The proposal would:

- (1) eliminate filing fees and other costs associated with obtaining orders of protection or registering foreign orders of protection pursuant to Chapter 455, RSMo;
- (2) allow orders of protection to be terminated upon the request of petitioners;
- (3) require that full faith and credit be given to foreign orders of protection and modify the procedure for registering foreign orders in this state;
- (4) require courts to, in child protective order cases, notify guardians ad litem or court-appointed special advocates immediately of appointment and to provide them with copies of the petition and the names, addresses, and telephones numbers of the parties within 24 hours of appointment; and
- (5) specify that victims of domestic assault and stalking, as defined in section 595.010, RSMo,

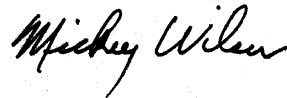
DESCRIPTION (continued)

would not pay costs associated with the filing of criminal charges against an offender or costs associated with filing, issuance, registration or service of protection orders, warrants and witness subpoenas.

This legislation is not federally mandated but would keep the state from losing federal grants, would not duplicate any other program and would not require additional capital improvements or rental space. This legislation would not affect Total State Revenue.

SOURCES OF INFORMATION

Department of Health and Senior Services  
Department of Mental Health  
Department of Social Services  
State Courts Administrator



Mickey Wilson, CPA  
Acting Director  
May 3, 2002